



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8**

1595 Wynkoop Street
DENVER, CO 80202-1129
Phone 800-227-8917
<http://www.epa.gov/region08>

APR 09 2014

Ref: 8P-AR

Jeremy Nichols
Climate and Energy Program Director
WildEarth Guardians
1536 Wynkoop Street, Suite 301
Denver, Colorado 80202

Re: Freedom of Information Act Request
FOIA# EPA-R8-2014-004713

Dear Mr. Nichols:

This is in response to your Freedom of Information Act (FOIA) request received on March 18, 2014 regarding pending 40 CFR Part 71 operating permit applications. Specifically, you requested "any and all pending applications before EPA Region 8 for Clean Air Act Title V Operating Permits submitted pursuant to 40 CFR Part 71. For the purposes of this request, pending applications include all applications that have been submitted, but for which final issuance or denial has not yet occurred." As agreed upon in your phone conversation with Deirdre Rothery on March 27, 2014, the scope of your request was narrowed to include a table of all pending Part 71 permit applications containing the company name, the facility to be permitted, the reservation in which the source is located, and the date the application was received. In addition, you clarified that your request only includes pending applications for initial or renewal Part 71 applications. As discussed, we have enclosed a spreadsheet containing the information you requested.

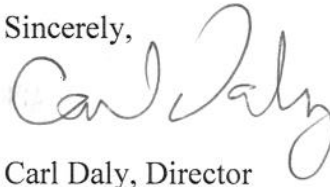
Under the FOIA, you have the right to appeal this determination to the National Freedom of Information Office, U.S. EPA, FOIA and Privacy Branch, 1200 Pennsylvania Avenue, N.W. (2822T), Washington, DC 20460 (U.S. Postal Service Only), E-mail: FOIA_HQ@epa.gov. Only items mailed through the United States Postal Service may be delivered to 1200 Pennsylvania Avenue, NW. If you are submitting your appeal via hand delivery, courier service or overnight delivery, you must address your correspondence to 1301 Constitution Avenue, N.W., Room 6416J, Washington, DC 20004. Your appeal must be made in writing, and it must be submitted no later than 30 calendar days from the date of this letter. The Agency will not consider appeals received after the 30 calendar day limit. The appeal letter should include the FOI number listed above. For quickest possible handling, the appeal letter and its envelope should be marked "Freedom of Information Act Appeal."



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The EPA is enclosing (as a spreadsheet) with this letter the information which is responsive to your request. If you have any questions concerning the enclosed information, please contact Eric Wortman of my staff at (303) 312-6649.

Sincerely,

A handwritten signature in cursive script, appearing to read "Carl Daly".

Carl Daly, Director
Air Program

Enclosure